From: <u>Kevin Shade</u>
To: <u>Barbara Aldridge</u>

 Cc:
 Barbara Nann; Garyg Miller

 Subject:
 Re: gulfco task order

 Date:
 02/09/2010 04:59 PM

Looks fine to me now that all companies are added.

Do you want to check with Kim/Patrice to see if it would be easier for me to issue this under TO 0008?

## ▼ Barbara Aldridge---02/09/2010 04:06:22 PM---Barbara, Kevin: pls check over the task order one more time----

From: Barbara Aldridge/R6/USEPA/US

To: Barbara Nann/R6/USEPA/US@EPA, Kevin Shade/R6/USEPA/US@EPA

Cc: Garyg Miller/R6/USEPA/US@EPA

Date: 02/09/2010 04:06 PM Subject: qulfco task order

## Barbara, Kevin:

pls check over the task order one more time----

- B. The contractor will conduct an updated corporate search on the companies listed below for the Gulfco Marine Maintenance Site, Freeport, Brazoria County, Texas. The contractor will obtain *certified* copies of all relevant source documents (i.e., "Certificate of Good Standing," "Certificate of Merger," "Certificate of Name Change," "Articles of Amendment," etc.) from the company's state(s) of incorporation Secretary of State for the following companies (including parent company) which trace corporate history from the date of each company's involvement at the Site to the present and which evidence liability, including parent and successor liability, and the existence of the entity as a "person" under CERCLA:
- 1. LDL Coastal Limited, LP, a domestic limited partnership, incorporated in the State of Texas, owner of certain lots of the site, including tract No. 21, 21A, 21B, and all of Tract Nos. 22, 23, 24, 25, 55, 57, and 58, acquired the property in August 1999. See SDMS 183207.
- 2. Gulfco Marine Maintenance Inc., a Texas Corporation, acquired the property in 1969. See deeds as found in SDMS, 9123939, 9123944-46.
- 3. Chromalloy American, a Delaware Corporation, acquired Tracts No. 21, 21A, 21B, all of Tract No. 22, Tract No. 24A, and Tract No. 56 of the Site in 1975. See deed at SDMS 183212 and 9123966.
- 4. Sequa Corporation, a Delaware corporation, parent to Chromalloy American Corporation, a Delaware Corporation.

- 5. Hercules Offshore Corporation, a Delaware Corporation, obtained all of the Gulfco Site except for lot 56 (location of the three impoundments) in 1989. See deeds at SDMS 9123965, 823537 and 824430.
- 6. Parker Drilling Offshore Corporation ("Parker"), a Delaware corporation, is successor to Hercules Offshore Corporation (HOC). HOC was incorporated in the State of Texas on June 25, 1993, to acquire and take over the assets and business of a company with the same name (the Predecessor Company) incorporated in the state of Delaware. In its response of September 11, 2003, Parker Drilling Offshore Company states, "...Parker Drilling Offshore Company was merged into Hercules Offshore Corporation, making Hercules Offshore Corporation a direct subsidiary of Parker Drilling Company. Hercules Offshore Corporation's name was subsequently changed to Parker Drilling Offshore Corporation, on April 1, 1999," (reference SDMS 158175, page 9; see also Articles of Amendment to the Articles of Incorporation as filed in the Office of the Secretary of State of Texas, April 8, 1999, SDMS 824752).
- 7. Fish Engineering & Construction, Inc., a Texas corporation, owned tracts 21, 22 and 56, 1979-1989. See SDMS 9123954, 9123948, and 183215.
- 8. Dow Chemical Company, Texas Operations, Freeport, Texas, arranged for the disposal or treatment of materials containing hazardous substances which came to be disposed of at the Site in the 1980's. See SDMS 183245.
- 9. Dow Chemical Company, Louisiana Operations, Plaquemine, LA, arranged for the disposal or treatment of materials containing hazardous substances which came to be disposed of at the Site in the 1980's. See SDMS 183245.

Barbara J. Aldridge, Enforcement Officer U. S. EPA, Region 6, Superfund Division Enforcement Assessment Section, 6SF-TE aldridge.barbara@epa.gov Phone (214) 665-2712 Fax (214) 665-6660

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